

D3CP11632

COMPLAINT Clerk No.

FULTON SUPERIOR COURT

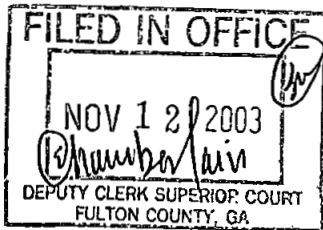
THE STATE OF GEORGIA

1 MURDER O.C.G.A. §16-5-1

V.

2 MURDER O.C.G.A. §16-5-1

Demetrious Flenory Ct 1 & 2



Paul L. Howard Jr.

PAUL L. HOWARD, JR., District Attorney

The Defendant waives copy of indictment, list of witnesses, formal arraignment and pleads _____ Guilty

The Defendant waives copy of indictment, list of witnesses, formal arraignment and pleads _____ Guilty

The Defendant waives copy of indictment, list of witnesses, formal arraignment and pleads _____ Guilty

Defendant

Defendant

Defendant

Attorney for Defendant

Attorney for Defendant

Attorney for Defendant

Assistant District Attorney

Assistant District Attorney

Assistant District Attorney

This ____ day of _____,

This ____ day of _____,

This ____ day of _____,

***List of Witnesses appears on the last page**

BOOK PAGE
00428 357

STATE of GEORGIA, COUNTY OF FULTON
IN THE SUPERIOR COURT OF SAID COUNTY

On behalf of the People of the State of Georgia, the undersigned, **Paul L. Howard, Jr.**, District Attorney, as prosecuting attorney for the County and State aforesaid does charge and accuse **Demetrious Flenory** with the offense of **MURDER O.C.G.A. §16-5-1** for the said accused, in the County of Fulton and State of Georgia, on the **11th day of November, 2003, DID UNLAWFULLY AND WITH MALICE AFORETHOUGHT, CAUSE THE DEATH OF LAMONT GIRDY, A HUMAN BEING, BY SHOOTING HIM;** - contrary to the laws of said State, the good order, peace and dignity thereof;

COUNT 2 of 2

The undersigned, as prosecuting attorney, does further charge and accuse **Demetrious Flenory** with the offense of **MURDER O.C.G.A. §16-5-1** for the said accused, in the County of Fulton and State of Georgia, on the **11th day of November, 2003, DID UNLAWFULLY AND WITH MALICE AFORETHOUGHT, CAUSE THE DEATH OF ANTHONY JONES, A HUMAN BEING, BY SHOOTING HIM;** - contrary to the laws of said State, the good order, peace and dignity thereof;

PAUL L. HOWARD, JR., District Attorney

BOOK PAGE
00428 358

Complaint #: 033150108
Defendant: Demetrious Flenory
DA#: 372164
Bookin #: Complaint Room
Race: Black
Sex: Male
Birthdate: [REDACTED]
OTN#:
Jurisdiction: Complaint Room
Arrest Date: November 11, 2003

② 1129150

WITNESS LIST

Christopher G. Johnson

[REDACTED]

Suresh Mohabir

[REDACTED]

Renata Marques

[REDACTED]

Lisa Johnson

[REDACTED]

Jason Scott Hill

[REDACTED]

Ovida M. Reeves

[REDACTED]

Anthony J. Watson

[REDACTED]

L. Torres - APD

J.K. Brown - APD

Shaun Mohabir -

[REDACTED]

nrl

BOOK PAGE
00428 359

INCIDENT REPORT

ATLANTA POLICE DEPARTMENT

Page of

INCIDENT DATA

VICTIM / WITNESS DATA

REPORTING PERSON

VEHICLE DATA

PROPERTY DATA

1 Incident / QICA No 033150108		2 Date of Report Mo Day Year Time 11 11 03 1		3. Ga. Code(s)		4. Cent		5. Vic #		6. UCR Class		7. Reserved			
8. Beat 205		9. Location of Incident: (Street #, street name, Apt #) 255 East Paces Ferry rd						NW NE SW SE		Fullon DeKalb Airport		10. Location Type HWY			
11. Date/Time Incident Mo Day Year Time 11 11 03 0358				12. Reporting Officer (L/F/M, Suffix) BROWN, J. K.				13. Sex M		14. APD ID NO 4128		15. Assignment			
16. Court Code: <input type="checkbox"/> Reported Case <input type="checkbox"/> Witnessed Case				On Days S M T W T F S				Regular Court Time:							
17. Describe how crime was committed / how incident occurred. TWO PERSONS SHOT DEAD												18. Attempt Only <input type="checkbox"/> Yes <input type="checkbox"/> No		19. Weapon or Tool GUN	
20. Temperature / Weather <input type="checkbox"/> Hot <input type="checkbox"/> Cold <input type="checkbox"/> Cloudy <input type="checkbox"/> 1 Clear <input type="checkbox"/> 2 Snow <input type="checkbox"/> Warm <input type="checkbox"/> Cool <input type="checkbox"/> 3 Rain <input type="checkbox"/> 6 Fog				21. Forced Entry? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				24. Gang Related? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				27. Special Events? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (list)			
22. Alcohol Related? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				23. Bait Incident? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				25. Family Violence? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				26. Security Devices? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
28. Incident appear drug related? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		29. If Yes, indicate type of drug(s):		<input type="checkbox"/> 01 Amphetamine <input type="checkbox"/> 02 Barbiturate <input type="checkbox"/> 03 Cocaine <input type="checkbox"/> 04 Hallucinogen <input type="checkbox"/> 05 Heroin <input type="checkbox"/> 06 Marijuana <input type="checkbox"/> 07 Methamphetamine <input type="checkbox"/> 08 Opium <input type="checkbox"/> 09 Synthetic Narcotic <input type="checkbox"/> U Unknown											
1. Coda.* V		2. Name: (L/F/M, Suffix) <input checked="" type="checkbox"/> ADLT <input type="checkbox"/> JUV <input type="checkbox"/> BUS <input type="checkbox"/> GOV <input type="checkbox"/> POL GIRDY, LAMONT				3. Race.* B		4. Sex M		5. Date of Birth		6. Ga. Code(s)			
8. Address: (Street #, street name, Apt #, City, St., Zip)						9. Work Phone () -		10. Sobriety <input type="checkbox"/> 1 Sober <input type="checkbox"/> 4 UI / Alcohol <input type="checkbox"/> UI / Both <input type="checkbox"/> 2 Unk <input type="checkbox"/> 5 UI / Synthetic Narcotic Alcohol / Drugs							
11. Temporary Address Until:						12. Home Phone () -		13. Prosecute / Testify: <input type="checkbox"/> Yes <input type="checkbox"/> No		14. Victim Notified of Rights: <input type="checkbox"/> Yes <input type="checkbox"/> No					
15. Relation to Offender*		16. Med. Treat - Hospital / Treat. Center. <input type="checkbox"/> Yes <input type="checkbox"/> No		17. Extent of Injury <input type="checkbox"/> None <input type="checkbox"/> Minor <input checked="" type="checkbox"/> Serious <input type="checkbox"/> Fatal		18. Location of Injury on body		19. Type of Injury.* 01							
20. If no injury, describe threat / act:						21. Victim's School: (Name, Address)									
1. Coda.* V		2. Name: (L/F/M, Suffix) <input checked="" type="checkbox"/> ADLT <input type="checkbox"/> JUV <input type="checkbox"/> BUS <input type="checkbox"/> GOV <input type="checkbox"/> POL JONES, ANTHONY				3. Race.* B		4. Sex M		5. Date of Birth		6. Ga. Code(s)			
8. Address: (Street #, street name, Apt #, City, St., Zip)						9. Work Phone () -		10. Sobriety <input type="checkbox"/> 1 Sober <input type="checkbox"/> 4 UI / Alcohol <input type="checkbox"/> UI / Both <input type="checkbox"/> 2 Unk <input type="checkbox"/> 5 UI / Synthetic Narcotic Alcohol / Drugs							
11. Temporary Address Until:						12. Home Phone () -		13. Prosecute / Testify: <input type="checkbox"/> Yes <input type="checkbox"/> No		14. Victim Notified of Rights: <input type="checkbox"/> Yes <input type="checkbox"/> No					
15. Relation to Offender*		16. Med. Treat - Hospital / Treat. Center. <input type="checkbox"/> Yes <input type="checkbox"/> No		17. Extent of Injury <input type="checkbox"/> None <input type="checkbox"/> Minor <input checked="" type="checkbox"/> Serious <input type="checkbox"/> Fatal		18. Location of Injury on body		19. Type of Injury.* 01							
20. If no injury, describe threat / act:						21. Victim's School: (Name, Address)									
2. Reporting person's Name: (L/F/M, Suffix) DET. J. K. BROWN						3. Race.*		4. Sex		5. Date of Birth		6. Testify: <input type="checkbox"/> Yes <input type="checkbox"/> No			
8. Sobriety: <input type="checkbox"/> 1 Sober <input type="checkbox"/> 2 Unknown <input type="checkbox"/> 4 UI / Alcohol <input type="checkbox"/> 5 UI / Drugs <input type="checkbox"/> 6 UI / Combination of Alcohol / Drugs												7. Relation to Victim/Offender: HOMICIDE			
9. Address: (Street #, street name, Apt #, City, St., Zip) 675 PONCE DE LEON AVE.						10. Work Phone (404)853-4235		11. Home Phone () -							
1. Also see # Impound Report(s).		2. Owner's Name: (L/F/M, Suffix) Address: (Street #, street name, Apt #, City, St., Zip)				3. Work Phone () -									
4. Driver's Name: (L/F/M, Suffix)				5. Is Driver Owner? <input type="checkbox"/> Yes <input type="checkbox"/> No		6. Record Type <input type="checkbox"/> T Theft from Vehicle <input type="checkbox"/> R Recovered <input type="checkbox"/> V Suspect Vehicle <input type="checkbox"/> D Damaged		7. Home Phone () -							
8. Vehicle Type*		9. Year		10. Make		11. Model		12. VIN							
13. Vehicle Style*		14. Color		15. Tag Number		16. State		17. Year		18. Tag Type*		19. Doors Locked? <input type="checkbox"/> Yes <input type="checkbox"/> No Ignition Locked? <input type="checkbox"/> Yes <input type="checkbox"/> No Keys in Ignition? <input type="checkbox"/> Yes <input type="checkbox"/> No			
14. Date Lost / Stolen		15. Stolen Veh. Value \$		16. Recovered Veh. Value \$		17. Vehicle Reported Stolen <input type="checkbox"/> In Atlanta <input type="checkbox"/> Outside		18. If out, jurisdiction							
1. Also see # Prop / Evidence Inventory(s)		2. Cont. on back of suppl. page <input type="checkbox"/> Yes <input type="checkbox"/> No		RECORD TYPE <input type="checkbox"/> D - Damaged <input type="checkbox"/> L - Lost <input type="checkbox"/> R - Recovered <input type="checkbox"/> S - Stolen		PROPERTY TYPE: <input type="checkbox"/> B - Currency <input type="checkbox"/> C - Jewelry <input type="checkbox"/> E - Electronics <input type="checkbox"/> F - Office Equipment <input type="checkbox"/> G - Clothing <input type="checkbox"/> H - Household Goods <input type="checkbox"/> I - Firearms <input type="checkbox"/> J - Consumables <input type="checkbox"/> K - Others		PROPERTY STATUS: <input type="checkbox"/> F - Found <input type="checkbox"/> R - Returned <input type="checkbox"/> N/A - Not in Possession of APD							
3. Record Type*		4. # QUANTITY / DESCRIPTION Make - Model - Identifying Feature				5. Property Type*		6. Serial No. or Identifying No.		7. Estimated Value - \$ Amount		8. Property Status*			
#															
#															
#															
#															

ARRESTED PERSON / SUSPECT / MISSING PERSON DATA

DRUGS

Incident / CICA No. 033150108		ATLANTA POLICE DEPARTMENT		INCIDENT REPORT (back)		
1. <input checked="" type="checkbox"/> APR <input type="checkbox"/> Copy <input type="checkbox"/> SUS <input type="checkbox"/> MIS <input type="checkbox"/> PRI, AGG		2. UCR Code		1. <input type="checkbox"/> APR <input type="checkbox"/> Copy <input type="checkbox"/> SUS <input type="checkbox"/> MIS <input type="checkbox"/> PRI, AGG		
3. Name (L/F/M, Suffix) FLENOY, DEMETRIOS		4. GCIC / Status		3. Name (L/F/M, Suffix)		
5. DOB [REDACTED]	6. Sex M	7. Race B	8. Alias <input type="checkbox"/> Assoc.	5. DOB [REDACTED]	6. Sex M	
9. Age To	10. Height To	11. Weight To	12. Build	9. Age To	10. Height To	
13. Residence			Telephone	13. Residence		
14. Who ID'd this person?			15. Occupation / Gang	14. Who ID'd this person?		
16. <input type="checkbox"/> DL <input type="checkbox"/> SSN			State	16. <input type="checkbox"/> DL <input type="checkbox"/> SSN		
17. School			17. School			
18. Hat	19. Shirt	20. <input type="checkbox"/> Pants <input type="checkbox"/> Shorts <input type="checkbox"/> Dress <input type="checkbox"/> Skirt	18. Hat			
21. Coat	22. Shoes	23. Clothing Type	21. Coat			
24. Hair color	25. Style	26. Eye color	27. Eye Defect	24. Hair color		
28. Facial Hair	29. Teeth	30. Skin Tone	31. Complexion	28. Facial Hair		
32. Head Use	33. Jewelry	34. Oddity	35. Speech	32. Head Use		
36. Impersonate	37. Amp/Deform	38. <input type="checkbox"/> Scar <input type="checkbox"/> Mark <input type="checkbox"/> Tattoo (location / description)	36. Impersonate			
39. Med. Treat. Rec'd - Hospital / Treatment Center <input type="checkbox"/> Yes <input type="checkbox"/> No			39. Med. Treat. Rec'd - Hospital / Treatment Center <input type="checkbox"/> Yes <input type="checkbox"/> No			
40. Injury Extent	41. Injury Location (body)	42. Injury Type	40. Injury Extent			
43. Arrest Date Time	44. Arrest Location (Street #, street name, Apt #) <input type="checkbox"/> NW <input type="checkbox"/> NE		43. Arrest Date Time			
45. Weapon <input type="checkbox"/> Auto	46. Weapon <input type="checkbox"/> Auto		45. Weapon <input type="checkbox"/> Auto			
47. # Chgs. 2	48. Court Date Time	49. Sobriety <input type="checkbox"/> 1 Sober <input type="checkbox"/> 4 UI / Alcohol <input type="checkbox"/> 6 UI / Both <input type="checkbox"/> 2 Unk <input type="checkbox"/> 5 UI / Drugs Alcohol/Drugs	47. # Chgs.			
50. Charges (Code # / Title) MURDER, 2 COUNTS 16-5-1			50. Charges (Code # / Title)			
51. M.P. Type	52. M.P. Status	53. Foul Play? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unk	54. Prev. Missing? <input type="checkbox"/> Yes <input type="checkbox"/> No	55. Rec. Code	51. M.P. Type	
56. Drug Activity: <input type="checkbox"/> None <input type="checkbox"/> Buy <input type="checkbox"/> Sell <input type="checkbox"/> Possess <input type="checkbox"/> History of Use			56. Drug Activity: <input type="checkbox"/> None <input type="checkbox"/> Buy <input type="checkbox"/> Sell <input type="checkbox"/> Possess <input type="checkbox"/> History of Use			
57. Drug Type			57. Drug Type			
58. Qty. Drug			58. Qty. Drug			
59. Was ID work requested or completed? <input type="checkbox"/> Yes <input type="checkbox"/> No Work Performed: <input type="checkbox"/> Photo <input type="checkbox"/> Fingerprint <input type="checkbox"/> Composite <input type="checkbox"/> Other			59. Was ID work requested or completed? <input type="checkbox"/> Yes <input type="checkbox"/> No Work Performed: <input type="checkbox"/> Photo <input type="checkbox"/> Fingerprint <input type="checkbox"/> Composite <input type="checkbox"/> Other			
60. Performed By			60. Performed By			
61. Point of Entry			61. Point of Entry			
62. Method of Entry			62. Method of Entry			
63. Security Measures			63. Security Measures			
64. Perpetrator Actions toward Victim: (Code Series A-J)			64. Perpetrator Actions toward Victim: (Code Series A-J)			
65. Perpetrator Behavior / Actions: (Code Series K-S)			65. Perpetrator Behavior / Actions: (Code Series K-S)			
<p>66. HOMICIDE UNITS RESPONDED TO 255 EAST PACES FERRY RD ON PERSONS SHOT AND DEAD ON THE SCENE. A VERBAL ALTERCATION OCCURRED AT THE CLUB CHAOS WHICH SPILLED OUTSIDE. MULTIPLE SHOTS WERE FIRED AND SEVERAL VICTIMS WERE STRUCK. ANTHONY JONES WAS FOUND DEAD ON THE SCENE AND LAMONT GIRBY WAS TRANSPORTED TO GRADY HOSPITAL WHERE HE DIED FROM HIS INJURIES. A SUSPECT, DEMETRIOS FLENOY, WAS ARRESTED FOR THE SHOOTING DEATHS OF THE VICTIMS. THE INVESTIGATION CONTINUES.....</p>						
<p>THE UNDERSIGNED, BEING DULY SWORN, UPON HIS OR HER OATH, DEPOSES AND STATES THAT THE FOREGOING IS TRUE, CORRECT, COMPLETE AND LEGIBLE TO THE BEST OF HIS/HER KNOWLEDGE AND BELIEF.</p>						
67. Reported to: <input type="checkbox"/> RD <input type="checkbox"/> HR <input type="checkbox"/> Vice <input type="checkbox"/> Hom <input type="checkbox"/> Burg <input type="checkbox"/> Youth <input type="checkbox"/> Zone <input type="checkbox"/> EV <input type="checkbox"/> Fug <input type="checkbox"/> SD <input type="checkbox"/> Sex <input type="checkbox"/> Larc <input type="checkbox"/> PS2 <input type="checkbox"/> AHA <input type="checkbox"/> CP <input type="checkbox"/> Narc <input type="checkbox"/> SIS <input type="checkbox"/> Rob <input type="checkbox"/> AT			68. Reporting Officer's Signature			
69. APD ID No			69. APD ID No			
70. SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, 19____			70. SWORN TO AND SUBSCRIBED BEFORE ME THIS _____ DAY OF _____, 19____			
71. APD ID No			71. APD ID No			
72. Supervisor's Signature			72. Supervisor's Signature			
73. APD ID No			73. APD ID No			

CRIMINAL WARRANT

copy

MAGISTRATE COURT OF FULTON COUNTY:
GEORGIA, Fulton County.

AFFIDAVIT FOR ARREST

(Ga. Code Ann. 17-4-45)

Personally seen Detective J.K. Brown, who on oath says that to the best of his knowledge and belief Fonell S. Frazier, Jr., 7-11-1968, the defendant named in the affidavit, was on the 11th day of November, 2003, in the County aforesaid, committing the offense of Murder, GA Code 16-5-1, and that said accused did shoot and kill Jerome Birdy and Anthony Jones. The accused was identified by an eyewitness to the actual shooting. This eyewitness knows the suspect by sight and by name and has given an unsworn statement as to the event, and this Department makes this affidavit that a warrant may issue for his/her arrest.

Signed to and subscribed before me,

this 11 Nov. 2003.

[Signature]
Deputy Clerk
Mag. Ct. of Fulton County

[Signature]
Homicide

STATE WARRANT FOR ARREST

(Ga. Code Ann. 17-4-46)

To any Sheriff, Deputy Sheriff, Coroner, Constable or Marshal or said State GREETING:
For sufficient causes made known to the Deputy Clerk of this Court (as authorized by Act 1922, p. 207), you are therefore commanded to arrest the body of the said accused named in the foregoing affidavit, charged with the offense of:

Murder, GA Code 16-5-1.

and bring him/her before me or some other judicial officer of this State, to be dealt with according to law herein, HEREIN FAIL NOT.

this 11 Nov. 2003.

[Signature]
JUDGE, MAGISTRATE COURT OF FULTON COUNTY

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WITNESSES FOR THE STATE

Name: _____

Address: _____

Phone: _____

Name: _____

Address: _____

Phone: _____

Name: _____

Address: _____

Phone: _____

NOTES:

GEORGIA, Fulton County:

After hearing evidence the accused is

Discharged _____

This _____, 20____.

JUDGE, MAGISTRATE COURT-FULTON CO.

DISMISSED _____

This _____, 20____.

JUDGE, MAGISTRATE COURT-FULTON CO.

GEORGIA, FULTON COUNTY:

After hearing evidence it is ordered that
the accused give bond of \$ _____

dollars for his/her appearance at the

STATE COURT/SUPERIOR COURT

of said County now in session, to answer
to the Charge of.

Murder, GA Code 16-5-1
or in default that they be committed to jail

This _____, 20____.

JUDGE, MAGISTRATE COURT-FULTON CO.

GEORGIA, FULTON COUNTY:

Executed the within warrant by
arresting the defendant, this
_____, 20____.

ARRESTING OFFICER(S)

\$ _____

MAGISTRATE COURT OF FULTON COUNTY

No. 003942 11

CRIMINAL WARRANT

THE STATE

versus

Emagtrius Flenory

RACE	D.O.B.	SEX	HGT.	WGT.
B		M		

ADDRESS 1555 Edsel Drive, Detroit MI 48217

BUSINESS _____

PHONE NUMBER () _____

BOND \$ _____

CHARGE: Murder

PROSECUTOR NAME & ADDRESS: John K. Brown
675 Ponce De Leon Av N.E.

PHONE NUMBER (404) 853-4235 x 5691

ATTY/PROSECUTOR: NAME/ADDRESS/PHONE

PROSECUTOR NOTIFIED BY: _____

DATE: ____/____/____ TIME: ____ AM/PM

PERSON NOTIFIED:

CALENDAR DATE AND NUMBER			

CASE # 03-315-0180

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300X PAGE

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0001 PAGE 03

071726CHH

07-07 0007/TT/TT



CITY OF ATLANTA
ARREST CITATION

1237376

1. Incident / CICA Number: 033150108		2. GA Code(s):		3. UCR:		4. Family Violence: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
5. Court Code: <input checked="" type="checkbox"/> Reported Case <input type="checkbox"/> Witnessed Case		Off Days: SMTWTR		Court Time:			
6. Incident Report Made? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		If yes, indicate type report:		Original		Supplement	
7. Name: (last) FLENOY (first) DEMETRIUS (middle) (alias) 		8. Address: St. No. Street Name Type Apt NW NE SW SE 		9. City State Zip 		<input checked="" type="checkbox"/> Physical Arrest <input type="checkbox"/> Copy of Charges	
10. Race/Sex B M DOB DL# SSN 		11. On 11-11-03 at 3:58 PM in the City of Atlanta FULTON County the above accused did commit the offense(s) of: NOTE: (If arrest is based on a warrant list the warrant #, and listing jurisdiction in block 12)		12. in that the accused did: SHOOT AND KILL LAMONT GIRDY AND ANTHONY JONES.			
a. MURDER against section 16-5-1 <input checked="" type="checkbox"/> state law <input type="checkbox"/> city ordinance		b. MURDER against section 16-5-1 <input type="checkbox"/> state law <input type="checkbox"/> city ordinance		c. against section <input type="checkbox"/> state law <input type="checkbox"/> city ordinance			
13. Place of Offense: (Street address) 255 EAST PACES FERRY RD. NW <input checked="" type="checkbox"/> NE <input type="checkbox"/> SW <input type="checkbox"/> SE		14. Place of Arrest: (Street address) 675 Ponce de Leon Ave NW <input checked="" type="checkbox"/> NE <input type="checkbox"/> SW <input type="checkbox"/> SE at 7:30 PM on 11-11-03		15. YOU ARE HEREBY COMMANDED to appear at the Municipal Court, General Division of the City of Atlanta, to be held at 170 Garnett St., S.W. on the day of at AM/PM		16. Arresting Officer: (name) Det. J. K. Brown APO ID # Radio # 4128	
17. Arresting/Transporting Officer: APO ID # Radio # 		18. Codefendants (list name, first initial) Use all on this line:		19. Name (Victim/Witness): Telephone # Race/Sex Ad Code Hospital 		20. Name (Victim/Witness): Telephone # Race/Sex Ad Code Hospital 	
21. Name (Victim/Witness): Telephone # Race/Sex Ad Code Hospital 		22. Rel Code: (1) Domestic (2) Acquaintance (3) Stranger (4) Bias Crime (W) Witness (V) Victim (A) Adult (C) Child (J) Juvenile		23. ARRESTING OFFICER'S CERTIFICATION: The undersigned, being duly sworn, upon oath, deposes and			

DEFENDANT

VIOLATION

SUMMONS

VICTIM / WITNESS

IN

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

V.

DEMETRIOUS FLENORY

*
*
*
*
*

AGENCY CASE NO. 033150108

STATEMENT OF WITNESS

I, L. Torres , the undersigned, under penalty of prosecution pursuant to O.C.G.A. §16-10-20 for the crime of False Statements and Writings, do state the following:

1.

I am over eighteen (18) years of age, am suffering from no legal disabilities; I make this Statement from personal knowledge.

2.

I am, and at all times relevant here have been, a duly certified law enforcement officer with the APD POLICE DEPARTMENT.

3.

The facts set forth herein below are true and correct to the best of my knowledge and belief; and facts included in the police report, Agency Case Number 033150108, are incorporated herein.

4.

On 11/11/03, at approximately 0358, the defendant(s) herein named:

Name

DEMETRIOUS FLENORY

DOB



DID, AT THE FOLLOWING LOCATION: 255 EAST PACES FERRY ROAD, ATLANTA, Fulton County, commit the following offenses:

MURDER (2 COUNTS) §16-5-1

NOVEMBER 11, LAMONT GIRDY AND ANTHONY JONES WERE AT CLUB CHAOS AT ABOVE LISTED LOCATION. INSIDE THE CLUB, THERE WAS AN ALTERCATION BETWEEN GIRDY AND JONES AND ANOTHER GROUP OF MEN WHICH INCLUDED DEFENDANT. BOTH GIRDY AND JONES LEFT THE CLUB. WHILE OUTSIDE, BOTH APPROACHED THE CLUB AGAIN AND MET UP WITH DEFENDANT AND HIS GROUP. ACCORDING TO WITNESSES SHOOTING THEN STARTED. A WITNESS WHO KNOWS DEFENDANT STATED THAT SHE SAW HIM WITH A GUN, RUNNING AFTER GIRDY AND JONES AND SHOOTING AT THEM. BOTH GIRDY AND JONES WERE ALSO SHOOTING. JONES WAS SHOT AND PRONOUNCED DEAD ON SCENE. GIRDY WAS SHOT AND PRONOUNCED DEAD AT THE HOSPITAL. A BYSTANDER, WHO HAD NO INVOLVEMENT WITH EITHER GROUP, WAS SHOT IN THE FOOT. DEFENDANT WAS SHOT IN THE BUTTOCKS AND WAS FOUND ON SCENE BY POLICE. HE MADE NO STATEMENT.

I FURTHER ACKNOWLEDGE RECEIPT OF SUBPOENA FOR PRELIMINARY HEARING ON 11/26/03 FROM THE FULTON COUNTY DISTRICT ATTORNEY'S OFFICE.

00428 365

SWORN TO ME TELEPHONICALLY
AND BY FAX this _____ day of
_____, 2003.

My Commission expires:

FURTHER WITNESS SAYETH NAUGHT.

L. Torres

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IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

V.

AGENCY CASE NO. 033150108

DEMETRIOUS FLENORY

STATEMENT OF WITNESS

I, L. Torres, the undersigned, under penalty of prosecution pursuant to O.C.G.A. §16-10-20 for the crime of False Statements and Writings, do state the following:

1.
I am over eighteen (18) years of age, am suffering from no legal disabilities; I make this Statement from personal knowledge.

2.
I am, and at all times relevant here have been, a duly certified law enforcement officer with the APD POLICE DEPARTMENT.

3.
The facts set forth herein below are true and correct to the best of my knowledge and belief; and facts included in the police report, Agency Case Number 033150108, are incorporated herein.

4.
On 11/11/03, at approximately 0358, the defendant(s) herein named:

Name
DEMETRIOUS FLENORY

DOB
[REDACTED]

DID, AT THE FOLLOWING LOCATION: 255 EAST PACES FERRY ROAD, ATLANTA, Fulton County, commit the following offenses:

MURDER (2 COUNTS) §16-3-1

NOVEMBER 11, LAMONT GIRDY AND ANTHONY JONES WERE AT CLUB CHAOS AT ABOVE LISTED LOCATION. INSIDE THE CLUB, THERE WAS AN ALTERCATION BETWEEN GIRDY AND JONES AND ANOTHER GROUP OF MEN WHICH INCLUDED DEFENDANT. BOTH GIRDY AND JONES LEFT THE CLUB. WHILE OUTSIDE, BOTH APPROACHED THE CLUB AGAIN AND MET UP WITH DEFENDANT AND HIS GROUP. ACCORDING TO WITNESSES SHOOTING THEN STARTED. A WITNESS WHO KNOWS DEFENDANT STATED THAT SHE SAW HIM WITH A GUN, RUNNING AFTER GIRDY AND JONES AND SHOOTING AT THEM. BOTH GIRDY AND JONES WERE ALSO SHOOTING. JONES WAS SHOT AND PRONOUNCED DEAD ON SCENE. GIRDY WAS SHOT AND PRONOUNCED DEAD AT THE HOSPITAL. A BYSTANDER, WHO HAD NO INVOLVEMENT WITH EITHER GROUP, WAS SHOT IN THE FOOT. DEFENDANT WAS SHOT IN THE BUTTOCKS AND WAS FOUND ON SCENE BY POLICE. HE MADE NO STATEMENT.

I FURTHER ACKNOWLEDGE RECEIPT OF SUBPOENA FOR PRELIMINARY HEARING ON 11/26/03 FROM THE FULTON COUNTY DISTRICT ATTORNEY'S OFFICE.

BOOK PAGE

00428 367

SWORN TO ME TELEPHONICALLY

AND BY FAX this 11th day of November, 2003.

Earlyn Bostic
5/23/2007

FURTHER WITNESS SAYETH NAUGHT.

[Signature]
[Signature]
Torres
[Signature]

DOCK PAGE

00428 368

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

STATE OF GEORGIA

V.

DEMETRIOUS FLENORY

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AGENCY CASE NO. 033150108

SENTENCE RECOMMENDATION
OF DISTRICT ATTORNEY
FOR PLEA OF GUILTY

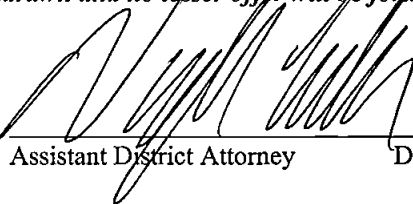
It is the decision of the District Attorney, for and on behalf of the State of Georgia, to charge the defendant **DEMETRIOUS FLENORY** in the above referenced case with these offense(s):

MURDER (2 COUNTS) §16-5-1

Pursuant to a plea of guilty to these charges, the State is prepared to recommend to the court the following disposition:

NONE AT THIS TIME

If the defendant accepts this recommendation, he or she must sign a Waiver of Commitment Hearing or a Waiver of Indictment, as appropriate, and enter a plea of guilty at either of the following Complaint Room calendars: the First Appearance calendar, the Expedited Plea calendar, or the All Purpose calendar. *If the defendant does not enter a plea at one of these calendars, this plea offer is withdrawn and no lesser offer will be forthcoming from the State at any time.*


Assistant District Attorney

Date

11/12/03